

NEW YORK STATE BOARD ON ELECTRIC  
GENERATION SITING AND THE ENVIRONMENT

CASE 15-F-0122 - Application of Baron Winds, LLC for a  
Certificate of Environmental Compatibility and  
Public Need to Construct a Wind Energy  
Facility.

RULING ESTABLISHING POST-HEARING BRIEFING SCHEDULE

(Issued June 26, 2023)

MAUREEN F. LEARY, Presiding Examiner:

This ruling establishes the briefing schedule in this proceeding, as proposed and agreed to by the parties after the June 6, 2023 and June 7, 2023 evidentiary hearing. The following schedule is hereby established:

**Initial Briefs**

**Friday, July 21, 2023**

**Reply Briefs**

**Friday, August 18, 2023**

With respect to the foregoing required submissions, all briefs shall contain appropriate pagination and shall follow the uniform table of contents set forth in Attachment A to this ruling. Parties need address only those issues relevant to their respective interests, as identified in the May 23, 2023 Ruling on Contested Issues Subject to Adjudication and Witnesses Subject to Cross-Examination in the Evidentiary Hearing, but are not precluded from briefing any other issues identified in the uniform table of contents.

All references in the initial and reply briefs to factual information in the record shall be supported by citations to documents identified in the official Exhibit List of this proceeding filed in the Document and Matter Management

System.<sup>1</sup> The parties shall serve each party and the Presiding Examiner with initial and reply briefs by email, and shall file same with the Secretary, **by no later than 4:30 p.m.** on the deadlines noted above.

Any request to change or extend the foregoing briefing schedule shall be made to the Presiding Examiner in writing, on notice to all parties, at least five days prior to the deadlines noted above. Any party opposing the request shall do so in writing within two business days of receipt of the request.

(SIGNED)

MAUREEN F. LEARY

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<sup>1</sup> To the extent that any party seeks to add to the record of this proceeding once the Exhibit List is filed in DMM, a letter motion requesting same must be filed with the Secretary and shall include the subject document(s) after being submitted by email to the Presiding Examiner, on notice to all parties. Any objection to a motion requesting additions to the record shall be made within three business days of the filing of the motion.

**ATTACHMENT A**  
**UNIFORM TABLE OF CONTENTS FOR**  
**POST-HEARING BRIEFS**

## **Uniform Table of Contents**

1. Noise impacts and mitigation
2. Waiver of Town of Fremont local laws related to turbine height
3. Turbine setbacks for public safety
4. Wildlife impacts and mitigation (bald eagles)
5. Wetlands and waterbody impacts
6. Decommissioning
7. Visual Impacts
8. Soil/Ground Disturbance Impacts
9. Communications Impacts
10. Certificate transfer; certificate holders' respective compliance obligations and responsibilities for violations of Siting Board orders and certificate conditions